

1 COLLEEN BAL (S.B. # 167637)
2 JOHN L. SLAFSKY (S.B. # 195513)
3 MAURA L. REES (S.B. # 191698)
CHARLES T. GRAVES, (S.B. # 197923)
WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
650 Page Mill Road
Palo Alto, CA 94304-1050
Telephone: (650) 493-9300
Facsimile: (650) 493-6811
cbal@wsgr.com
jslafsky@wsgr.com
mrees@wsgr.com
tgraves@wsgr.com

8
9 Attorneys for Plaintiff
SHAKLEE CORPORATION

10 DARIN W. SNYDER (S.B. # 136003)
DAVID R. EBERHART (S.B. # 195474)
RYAN J. PADDEN (S.B. # 204515)
DAVID J. SEPANIK (S.B. # 221527)
O'MELVENY & MYERS LLP
Two Embarcadero Center, 28th Floor
San Francisco, CA 94111-3823
Telephone: (415) 984-8700
Facsimile: (415) 984-8701
dsnyder@omm.com
deberhart@omm.com
rpadden@omm.com
dsepanik@omm.com

17 Attorneys for Defendants
18 HARPERCOLLINS PUBLISHERS LLC and
CYNTHIA SASS

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN JOSE DIVISION

22 SHAKLEE CORPORATION,) CASE NO.: 11-00144-PSG
23 Plaintiff,)
24 v.) STIPULATED WITHDRAWAL OF
25 HARPERCOLLINS PUBLISHERS LLC, a) PLAINTIFF'S MOTION FOR
Delaware Corporation, and CYNTHIA SASS, an) PRELIMINARY INJUNCTION
individual,) AND [XXXXXXXXED] ORDER
26) VACATING HEARING DATE
27 Defendant.)
28 _____)

1 WHEREAS, Plaintiff's Motion for Preliminary Injunction is currently set for hearing at
2 10:00 a.m. on February 28, 2011 before the Honorable Paul S. Grewal;

3 WHEREAS, the parties have resolved the issues without the need for a motion or
4 hearing, and will soon file a stipulated dismissal;

5 ACCORDINGLY, in order to ease the burden on the parties and this Court,
6 IT IS HEREBY STIPULATED AND AGREED that:

- 7 1. Plaintiff hereby withdraws its Motion for Preliminary Injunction;
8 2. The parties have stipulated, and hereby respectfully request, that the Court take the
9 February 28, 2011 hearing off calendar.

10 Dated: February 27, 2011

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

12 By: /s/ Charles T. Graves
Charles T. Graves

13 Attorneys for Plaintiff
14 SHAKLEE CORPORATION

15 Dated: February 27, 2011

O'MELVENY & MYERS LLP

17 By: /s/ Ryan J. Padden
Ryan J. Padden

18 Attorneys for Defendants
19 HARPERCOLLINS PUBLISHERS LLC and
20 CYNTHIA SASS

21 PURSUANT TO STIPULATION, IT IS SO ORDERED. The hearing on Plaintiff's Motion for
22 Preliminary Injunction, presently schedule for February 28, 2011, shall be taken off calendar.

24 DATED: February 28, 2011


The Honorable Paul S. Grewal

1 **DECLARATION OF CONSENT**

2 Pursuant to General Order 45, the undersigned certifies that concurrence in the filing of this
3 document was obtained from the other signatory.

4 Dated: February 27, 2011

5 **WILSON SONSINI GOODRICH & ROSATI**
6 Professional Corporation

7 By: /s/ Charles T. Graves
8 Charles T. Graves

9 Attorneys for Plaintiff
10 SHAKLEE CORPORATION

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